

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA**
Richmond Division

ePLUS INC.,)	
)	
)	
Plaintiff,)	
)	
v.)	Civil Action No. 3:09cv620 (REP)
)	
LAWSON SOFTWARE, INC.,)	
)	
)	
Defendant.)	

**DEFENDANT LAWSON SOFTWARE, INC.’S MOTION IN LIMINE NO. 7 TO
EXCLUDE ARGUMENTS OR EVIDENCE INCONSISTENT WITH FINDINGS
IN THE REEXAMINATIONS OF THE PATENTS-IN-SUIT**

Defendant Lawson Software, Inc. (“Lawson”), by counsel, moves *in limine* to preclude Plaintiff ePlus Inc. (“ePlus”) from presenting evidence and argument inconsistent with the U.S. Patent and Trademark Office’s (PTO’s) findings that prior art not previously considered by the PTO raises “substantial new questions of validity” as to each of the patents in suit. Lawson also respectfully moves *in limine* to preclude ePlus from suggesting that U.S. Patent No. 5,712,989 (“the ’989 patent”) was previously considered by the Patent Office or that the ’989 patent is not prior art on the grounds that the Patent Office has already found that the ’989 was not previously considered and it is prior art. Lawson also seeks to preclude ePlus from making arguments inconsistent with the arguments it made during reexamination on the grounds that all such evidence would be misleading and unfairly prejudicial to Lawson. The grounds for this Motion are more fully set forth in the Memorandum in support of this Motion which is filed herewith.

LAWSON SOFTWARE, INC.

By /s/
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CERTIFICATE OF SERVICE

I certify that on this 18th day of June, 2010, a true copy of the foregoing will be filed electronically with the Clerk of Court using the CM/ECF system, which will send a notification of such filing (NEF) to the following:

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